

# House File 321 - Introduced

HOUSE FILE \_\_\_\_\_  
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Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act requiring health insurance coverage for certain dependent  
2 children who are full-time students and require a medically  
3 necessary leave of absence from school.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1437HH 82  
6 av/cf/24

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1 1 Section 1. NEW SECTION. 514C.23 COVERAGE OF STUDENTS.  
1 2 1. Notwithstanding the uniformity of treatment  
1 3 requirements of section 514C.6, a policy or contract providing  
1 4 for third-party payment or prepayment of health or medical  
1 5 expenses, which provides coverage for dependent children of an  
1 6 insured or subscriber beyond the age of eighteen years if the  
1 7 child is a full-time student, shall include coverage during a  
1 8 dependent's medically necessary leave of absence from school  
1 9 for a period not to exceed twelve months or until the date on  
1 10 which coverage would otherwise end pursuant to the terms and  
1 11 conditions of the policy or contract, whichever comes first.  
1 12 Any breaks in the school semester shall not disqualify a  
1 13 dependent child from coverage under this section. Entitlement  
1 14 to coverage under this section shall be established by  
1 15 submitting documentation and certification of medical  
1 16 necessity to the insurer from the student's attending  
1 17 physician, which shall be considered prima facie evidence of  
1 18 entitlement to coverage under this section. The date of the  
1 19 documentation and certification of medical necessity of a  
1 20 leave of absence shall be the date the entitlement to  
1 21 insurance coverage required by this section commences.  
1 22 2. a. This section applies to the following classes of  
1 23 third-party payment provider contracts or policies delivered,  
1 24 issued for delivery, continued, or renewed in this state on or  
1 25 after July 1, 2007:  
1 26 (1) Individual or group accident and sickness insurance  
1 27 providing coverage on an expense-incurred basis.  
1 28 (2) Any individual or group hospital or medical service  
1 29 contract issued pursuant to chapter 509, 514, or 514A.  
1 30 (3) Any individual or group health maintenance  
1 31 organization contract regulated under chapter 514B.  
1 32 (4) Any other entity engaged in the business of insurance,  
1 33 risk transfer, or risk retention, which is subject to the  
1 34 jurisdiction of the commissioner.  
1 35 (5) A plan established pursuant to chapter 509A for public  
2 1 employees.  
2 2 (6) An organized delivery system licensed by the director  
2 3 of public health.  
2 4 b. This section shall not apply to accident-only,  
2 5 specified disease, short-term hospital or medical, hospital  
2 6 confinement indemnity, credit, dental, vision, Medicare  
2 7 supplement, long-term care, basic hospital and medical=  
2 8 surgical expense coverage as defined by the commissioner,  
2 9 disability income insurance coverage, coverage issued as a  
2 10 supplement to liability insurance, workers' compensation or  
2 11 similar insurance, or automobile medical payment insurance, or  
2 12 individual accident and sickness policies issued to

2 13 individuals or to individual members of a member association.

2 14 EXPLANATION

2 15 This bill requires health insurance coverage for certain  
2 16 dependent children who are full-time students.

2 17 The bill provides that a policy or contract providing for  
2 18 third-party payment or prepayment of health or medical  
2 19 expenses, which provides coverage for dependent children of an  
2 20 insured or subscriber beyond the age of 18 years if the child  
2 21 is a full-time student, shall include coverage during a  
2 22 dependent's medically necessary leave of absence from school  
2 23 for a period not to exceed 12 months or until the date on  
2 24 which coverage would otherwise end pursuant to the terms and  
2 25 conditions of the policy, whichever comes first. The bill  
2 26 provides that entitlement to the coverage must be established  
2 27 by submitting documentation and certification of medical  
2 28 necessity to the insurer from the student's treating  
2 29 physician, which shall be considered prima facie evidence of  
2 30 entitlement to coverage under the new provision. The date of  
2 31 such documentation and certification is the date the  
2 32 entitlement to such insurance coverage commences.

2 33 The coverage requirement applies to third-party payment  
2 34 provider contracts or policies that are individual or group  
2 35 accident and sickness insurance providing coverage on an  
3 1 expense-incurred basis; individual or group hospital or  
3 2 medical service contracts issued pursuant to Code chapter 509,  
3 3 514, or 514A; individual or group health maintenance  
3 4 organization contracts regulated under Code chapter 514B;  
3 5 other entities engaged in the business of insurance, risk  
3 6 transfer, or risk retention, which are subject to the  
3 7 jurisdiction of the commissioner; plans established pursuant  
3 8 to Code chapter 509A for public employees; and organized  
3 9 delivery systems licensed by the director of public health.

3 10 The bill requirements are applicable to such contracts or  
3 11 policies delivered, issued for delivery, continued, or renewed  
3 12 in this state on or after July 1, 2007.

3 13 The bill requirements do not apply to accident-only,  
3 14 specified disease, short-term hospital or medical, hospital  
3 15 confinement indemnity, credit, dental, vision, Medicare  
3 16 supplement, long-term care, basic hospital and medical=  
3 17 surgical expense coverage as defined by the commissioner,  
3 18 disability income insurance coverage, coverage issued as a  
3 19 supplement to liability insurance, workers' compensation or  
3 20 similar insurance, automobile medical payment insurance, or  
3 21 individual accident and sickness policies issued to  
3 22 individuals or to individual members of a member association.

3 23 LSB 1437HH 82

3 24 av:nh/cf/24